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Attorneys for Plaintiffs Kim Robinson and Jacob Robinson  
on behalf of themselves and those similarly situated

**Plaintiffs,**

## CIVIL ACTION

v.

Docket No.: MID-L-5361-10

DONNA L. THOMPSON a/k/a LAW OFFICES  
DONNA L. THOMPSON, ESQ.; and JOHN  
DOES 1 to 25.

SUMMONS

**Defendants.**

The State of New Jersey, to the Named Defendant: **DONNA L. THOMPSON**  
a/k/a Law Offices of Donna L. Thompson, Esq.

The Plaintiff(s), named above, have filed a lawsuit against you in the Superior Court of New Jersey. The Complaint attached to this Summons states the basis for this lawsuit. If you dispute this Complaint, you or your attorney must file a written Answer or Motion and proof of service with the Deputy Clerk of the Superior Court in the county listed above within 35 days from the date you received this Summons, not counting the date you received it. (The address of each Deputy Clerk of the Superior Court is provided.) If the Complaint is one in foreclosure, then you must file your written Answer or Motion and proof of service with the Clerk of the

Superior Court, Hughes Justice Complex, CN-971, Trenton, NJ 08625. A filing fee payable to the Clerk of Superior Court and a completed Case Information Statement (available from the Deputy Clerk of the Superior Court) must accompany your Answer or Motion when it is filed. You must also send a copy of your Answer or Motion to plaintiff's attorney whose name and address appear above, or to plaintiff, if no attorney is named above. A telephone call will not protect your rights; you must file and serve a written Answer or Motion (with fee of \$135.00 for Law Division and \$135.00 for Chancery Division and completed Case Information Statement) if you want the court to hear your defense.

If you do not file and serve a written Answer or Motion within 35 days, the court may enter a judgment against you for the relief plaintiff demands, plus interest and costs of suit. If judgment is entered against you, the Sheriff may seize your money, wages or property to pay all or part of the judgment.

If you cannot afford to pay an attorney, you may call the Legal Services Office in the county where you live. A list of these offices is provided. If you do not have an attorney or are not eligible for free legal assistance, you may obtain a referral to an attorney by calling one of the Lawyer Referral Services. A list of these numbers is also provided.

Dated: July 30, 2010

/s/ Jennifer M. Perez

Jennifer M. Perez

Clerk of the Superior Court of New Jersey

*Name of defendant to be served:*

**DONNA L. THOMPSON**

a/k/a Law Offices of Donna L. Thompson, Esq.

*Address for service:*

469 Herbertsville Road

Brick, NJ 08724

(Via Guaranteed Subpoena)

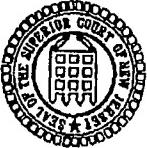
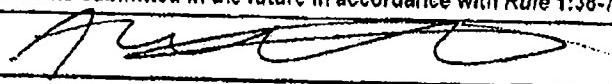
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Appendix XII-B1

		CIVIL CASE INFORMATION STATEMENT (CIS)		FOR USE BY CLERK'S OFFICE ONLY
		Use for initial Law Division <b>Civil Part pleadings (not motions) under Rule 4:5-1            Pleading will be rejected for filing, under Rule 1:5-6(c),            if information above the black bar is not completed            or attorney's signature is not affixed</b>		PAYMENT TYPE: <input type="checkbox"/> CK <input type="checkbox"/> CG <input type="checkbox"/> CA CHG/CK NO. _____ AMOUNT: _____ OVERPAYMENT: <input type="checkbox"/> T <input checked="" type="checkbox"/> F <input type="checkbox"/> C BATCH NUMBER: <input type="checkbox"/> 1 <input type="checkbox"/> 2 <input type="checkbox"/> 3 <input type="checkbox"/> 4
ATTORNEY / PRO SE NAME Andrew R. Wolf, Esq.		TELEPHONE NUMBER (732) 257-0550		COUNTY OF VENUE Middlesex
FIRM NAME (if applicable) Galex Wolf, LLC				DOCKET NUMBER (when available) <b>L-5361-10</b>
OFFICE ADDRESS 1520 U.S. Highway 130, Suite 101 North Brunswick, NJ 08902				DOCUMENT TYPE Class Action Complaint
				JURY DEMAND <input checked="" type="checkbox"/> YES <input type="checkbox"/> No
NAME OF PARTY (e.g., John Doe, Plaintiff) Kim Robinson and Jacob Robinson, Plaintiffs		CAPTION Kim Robinson and Jacob Robinson vs. Donna L. Thompson, et al.		
CASE TYPE NUMBER (See reverse side for listing) 508		IS THIS A PROFESSIONAL MALPRACTICE CASE? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO IF YOU HAVE CHECKED "YES," SEE N.J.S.A. 2A:53A-27 AND APPLICABLE CASE LAW REGARDING YOUR OBLIGATION TO FILE AN AFFIDAVIT OF MERIT.		
RELATED CASES PENDING? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		IF YES, LIST DOCKET NUMBERS		
DO YOU ANTICIPATE ADDING ANY PARTIES (arising out of same transaction or occurrence)? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		NAME OF DEFENDANT'S PRIMARY INSURANCE COMPANY (if known) <input type="checkbox"/> NONE <input checked="" type="checkbox"/> UNKNOWN		
<b>THE INFORMATION PROVIDED ON THIS FORM CANNOT BE INTRODUCED INTO EVIDENCE.</b>				
CASE CHARACTERISTICS FOR PURPOSES OF DETERMINING IF CASE IS APPROPRIATE FOR MEDIATION				
DO PARTIES HAVE A CURRENT, PAST OR RECURRENT RELATIONSHIP? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		IF YES, IS THAT RELATIONSHIP: <input type="checkbox"/> EMPLOYER/EMPLOYEE <input type="checkbox"/> FRIEND/NEIGHBOR <input type="checkbox"/> OTHER (explain) <input type="checkbox"/> FAMILIAL <input type="checkbox"/> BUSINESS		
DOES THE STATUTE GOVERNING THIS CASE PROVIDE FOR PAYMENT OF FEES BY THE LOSING PARTY? <input type="checkbox"/> Yes <input type="checkbox"/> No				
USE THIS SPACE TO ALERT THE COURT TO ANY SPECIAL CASE CHARACTERISTICS THAT MAY WARRANT INDIVIDUAL MANAGEMENT OR ACCELERATED DISPOSITION				
Plaintiffs bring this action on behalf of themselves and others similarly situated for damages, declaratory and injunctive and other relief arising from the Defendants' violations of § 1692 et seq. of Title 15 of the United States Code, the Fair Debt Collection Practices Act (hereinafter, FDCPA).				
This is a complex case and is a Putative Class Action Case.				
 DO YOU OR YOUR CLIENT NEED ANY DISABILITY ACCOMMODATIONS? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		IF YES, PLEASE IDENTIFY THE REQUESTED ACCOMMODATION		
WILL AN INTERPRETER BE NEEDED? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No		IF YES, FOR WHAT LANGUAGE?		
I certify that confidential personal identifiers have been redacted from documents now submitted to the court, and will be redacted from all documents submitted in the future in accordance with Rule 1:38-7(b).				
ATTORNEY SIGNATURE: 				

<b>ATLANTIC COUNTY:</b> Deputy Clerk of the Superior Court Civil Division, Direct Filing 1201 Bacharach Blvd., 1 <sup>st</sup> Floor Atlantic City, NJ 08401 <b>LAWYER REFERRAL</b> (808) 345-3444 <b>LEGAL SERVICES</b> (808) 348-4200	<b>GLOUCESTER COUNTY:</b> Deputy Clerk of the Superior Court Civil Case Management Office, Attn: Intake 1 <sup>st</sup> Floor, Court House 1 North Broad Street, P.O. Box 129 Woodbury, NJ 08096 <b>LAWYER REFERRAL</b> (856) 848-4589 <b>LEGAL SERVICES</b> (856) 848-5380	<b>OCEAN COUNTY:</b> Deputy Clerk of the Superior Court Court House, Room 118 118 Washington Street Toms River, NJ 08754 <b>LAWYER REFERRAL</b> (732) 240-3866 <b>LEGAL SERVICES</b> (732) 341-2727
<b>BERGEN COUNTY:</b> Deputy Clerk of the Superior Court Case Processing Section, Room 118 Justice Center 10 Main Street Hackensack, NJ 07601-0769 <b>LAWYER REFERRAL</b> (201) 488-0044 <b>LEGAL SERVICES</b> (201) 487-2160	<b>HUDSON COUNTY:</b> Deputy Clerk of the Superior Court Superior Court, Civil Records Department Brennan Court House, 1 <sup>st</sup> Floor 563 Newark Avenue Jersey City, NJ 07306 <b>LAWYER REFERRAL</b> (201) 788-2727 <b>LEGAL SERVICES</b> (201) 782-5363	<b>PASSAIC COUNTY:</b> Deputy Clerk of the Superior Court Civil Division Court House 77 Hamilton Street Paterson, NJ 07505 <b>LAWYER REFERRAL</b> (973) 278-9223 <b>LEGAL SERVICES</b> (973) 345-7171
<b>BURLINGTON COUNTY:</b> Deputy Clerk of the Superior Court Central Processing Office Attn: Judicial Intake 1 <sup>st</sup> Floor, Courts Facility 49 Rancocas Road Mt. Holly, NJ 08060 <b>LAWYER REFERRAL</b> (808) 261-4862 <b>LEGAL SERVICES</b> (808) 261-1088	<b>HUNTERDON COUNTY:</b> Deputy Clerk of the Superior Court Civil Division 85 Park Avenue Flemington, NJ 08862 <b>LAWYER REFERRAL</b> (908) 735-2011 <b>LEGAL SERVICES</b> (908) 782-7979	<b>SALEM COUNTY:</b> Deputy Clerk of the Superior Court 92 Market Street P.O. Box 18 Salem, NJ 08078 <b>LAWYER REFERRAL</b> (856) 935-6628 <b>LEGAL SERVICES</b> (858) 451-0003
<b>CAMDEN COUNTY:</b> Deputy Clerk of the Superior Court Civil Processing Office 1 <sup>st</sup> Floor, Hall of Records 101 South Fifth Street Camden, NJ 08103 <b>LAWYER REFERRAL</b> (856) 984-4520 <b>LEGAL SERVICES</b> (856) 984-2010	<b>MERCER COUNTY:</b> Deputy Clerk of the Superior Court Local Filing Office, Courthouse 175 South Broad Street P.O. Box 6068 Trenton, NJ 08650 <b>LAWYER REFERRAL</b> (808) 686-6200 <b>LEGAL SERVICES</b> (808) 685-6248	<b>SOMERSET COUNTY:</b> Deputy Clerk of the Superior Court Civil Division Office New Court House, 3 <sup>rd</sup> Floor P.O. Box 3000 Somerville, NJ 08876 <b>LAWYER REFERRAL</b> (808) 685-2323 <b>LEGAL SERVICES</b> (808) 231-0840
<b>CAPE MAY COUNTY:</b> Deputy Clerk of the Superior Court Central Processing Office 8 North Main Street Box DN-209 Cape May Court House, NJ 08210 <b>LAWYER REFERRAL</b> (809) 463-0313 <b>LEGAL SERVICES</b> (809) 465-3001	<b>MIDDLESEX COUNTY:</b> Deputy Clerk of the Superior Court Administration Building 3 <sup>rd</sup> Floor 1 Kennedy Square, P.O. Box 2633 New Brunswick, NJ 08903-2633 <b>LAWYER REFERRAL</b> (732) 628-0553 <b>LEGAL SERVICES</b> (732) 249-7800	<b>SUSSEX COUNTY:</b> Deputy Clerk of the Superior Court Sussex County Judicial Center 43-47 High Street Newton, NJ 07860 <b>LAWYER REFERRAL</b> (973) 267-5882 <b>LEGAL SERVICES</b> (973) 383-7400
<b>CUMBERLAND COUNTY:</b> Deputy Clerk of the Superior Court Civil Case Management Office Broad & Fayette Streets, P.O. Box 615 Bridgeport, NJ 08302 <b>LAWYER REFERRAL</b> (856) 692-6207 <b>LEGAL SERVICES</b> (856) 451-0003	<b>MONMOUTH COUNTY:</b> Deputy Clerk of the Superior Court Court House, 71 Monument Park P.O. Box 1269 Freehold, NJ 07728-1262 <b>LAWYER REFERRAL</b> (732) 431-5544 <b>LEGAL SERVICES</b> (732) 868-0020	<b>UNION COUNTY:</b> Deputy Clerk of the Superior Court 1 <sup>st</sup> Floor, Court House 2 Broad Street Elizabeth, NJ 07207-0073 <b>LAWYER REFERRAL</b> (908) 353-4715 <b>LEGAL SERVICES</b> (908) 354-4340
<b>ESSEX COUNTY:</b> Deputy Clerk of the Superior Court 50 West Market Street Room 131 Newark, NJ 07102 <b>LAWYER REFERRAL</b> (973) 622-6207 <b>LEGAL SERVICES</b> (973) 624-4500	<b>MORRIS COUNTY:</b> Deputy Clerk of the Superior Court Civil Division 30 Schuyler Place, P.O. Box 910 Montville, NJ 07860-0910 <b>LAWYER REFERRAL</b> (873) 267-5862 <b>LEGAL SERVICES</b> (873) 265-6911	<b>WARREN COUNTY:</b> Deputy Clerk of the Superior Court Civil Division Office Court House, 413 Second Street Belvidere, NJ 07823-1500 <b>LAWYER REFERRAL</b> (973) 267-5882 <b>LEGAL SERVICES</b> (973) 475-2010

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Side 2



## CIVIL CASE INFORMATION STATEMENT (CIS)

Use for Initial pleadings (not motions) under Rule 4:5-1

### CASE TYPES (Choose one and enter number of case type in appropriate space on the reverse side.)

#### Track I - 150 days' discovery

- 151 NAME CHANGE
- 175 FORFEITURE
- 302 TENANCY
- 399 REAL PROPERTY (other than Tenancy, Contract, Condemnation, Complex Commercial or Construction)
- 502 BOOK ACCOUNT (debt collection matters only)
- 505 OTHER INSURANCE CLAIM (INCLUDING DECLARATORY JUDGMENT ACTIONS)
- 506 PIP COVERAGE
- 610 UM or UIM CLAIM
- 511 ACTION ON NEGOTIABLE INSTRUMENT
- 512 LEMON LAW
- 801 SUMMARY ACTION
- 802 OPEN PUBLIC RECORDS ACT (SUMMARY ACTION)
- 999 OTHER (Briefly describe nature of action)

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#### Track II - 300 days' discovery

- 305 CONSTRUCTION
- 509 EMPLOYMENT (other than CEPA or LAD)
- 599 CONTRACT/COMMERCIAL TRANSACTION
- 603 AUTO NEGLIGENCE - PERSONAL INJURY
- 605 PERSONAL INJURY
- 610 AUTO NEGLIGENCE - PROPERTY DAMAGE
- 699 TORT - OTHER

#### Track III - 450 days' discovery

- 005 CIVIL RIGHTS
- 301 CONDEMNATION
- 602 ASSAULT AND BATTERY
- 604 MEDICAL MALPRACTICE
- 606 PRODUCT LIABILITY
- 607 PROFESSIONAL MALPRACTICE
- 608 TOXIC TORT
- 609 DEFAMATION
- 616 WHISTLEBLOWER / CONSCIENTIOUS EMPLOYEE PROTECTION ACT (CEPA) CASES
- 617 INVERSE CONDEMNATION
- 618 LAW AGAINST DISCRIMINATION (LAD) CASES

#### Track IV - Active Case Management by Individual Judge / 450 days' discovery

- 158 ENVIRONMENTAL/ENVIRONMENTAL COVERAGE LITIGATION
- 303 MT. LAUREL
- 508 COMPLEX COMMERCIAL
- 513 COMPLEX CONSTRUCTION
- 514 INSURANCE FRAUD
- 620 FALSE CLAIMS ACT
- 701 ACTIONS IN LIEU OF PREROGATIVE WRITS

#### Centrally Managed Litigation (Track IV)

- 280 Zelnorm
- 285 Stryker Trident Hip Implants
- 288 Prudential Tort Litigation

#### Mass Tort (Track IV)

- |                                       |  |
|---------------------------------------|--|
| 246 CIBA GEIGY                        | 281 BRISTOL-MYERS SQUIBB ENVIRONMENTAL |
| 266 HORMONE REPLACEMENT THERAPY (HRT) | 282 FOSAMAX                            |
| 271 ACCUTANE                          | 283 DIGITEK                            |
| 272 BEXTRA/CELEBREX                   | 284 NUVARING                           |
| 274 RISPERDAL/SEROQUEL/ZYPREXA        | 286 LEVAQUIN                           |
| 275 ORTHO EVRA                        | 287 YAZ/YASMIN/OCELLA                  |
| 277 MAHWAH TOXIC DUMP SITE            | 601 ASBESTOS                           |
| 278 ZOMETA/AREDIA                     | 619 VIOXX                              |
| 279 GADOLINIUM                        |  |

If you believe this case requires a track other than that provided above, please indicate the reason on Side 1, in the space under "Case Characteristics."

Please check off each applicable category

Verbal Threshold

Putative Class Action

Title 59

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Attorneys for Plaintiffs Kim Robinson and Jacob Robinson  
on behalf of themselves and those similarly situated

Kim Robinson and Jacob Robinson,  
on behalf of themselves and those  
similarly situated,

SUPERIOR COURT OF NEW JERSEY  
MIDDLESEX COUNTY - LAW DIVISION

Plaintiffs,

Docket No. L-5361-10

vs.

Donna L. Thompson a/k/a Law  
Offices Donna L. Thompson, Esq.,  
and John Does 1 to 25,

Civil Action

CLASS ACTION  
COMPLAINT AND JURY DEMAND

Defendants.

**NATURE OF THE ACTION**

1. Plaintiffs Kim Robinson and Jacob Robinson bring this action on behalf of themselves and others similarly situated for damages, declaratory and injunctive and other relief arising from the Defendants' violations of § 1692 et seq. of Title 15 of the United States Code, the Fair Debt Collection Practices Act (hereinafter, FDCPA).

14 JUL 19 A 9:53  
MIDDLESEX COUNTY  
SUPERIOR COURT  
200 JUL 19 A 9:53  
MIDDLESEX COUNTY  
SUPERIOR COURT

**JURISDICTION AND VENUE**

2. This Court has jurisdiction over this matter alleging violations of the FDCPA, 15 U.S.C. 1692 et seq. pursuant to 15 U.S.C. 1692k(d).
3. Venue in this action properly lies in Middlesex County as the Defendants transact substantial business there and it is the location of Plaintiffs' residences.

**ALLEGATIONS OF FACT**

Plaintiffs Kim Robinson and Jacob Robinson say:

**ALLEGATIONS CONCERNING THE PARTIES**

4. Plaintiffs Kim Robinson and Jacob Robinson reside in Piscataway, New Jersey.
5. Plaintiffs are each a "consumer" as defined by section §1692a(3) of the FDCPA.
6. Those similarly situated to Plaintiffs are "consumers" as defined by section §1692a(3) of the FDCPA.
7. Donna L. Thompson a/k/a Law Offices Donna L. Thompson, Esq. (hereinafter, Thompson or Defendants), is a lawyer admitted to practice in New Jersey, with an office located at 469 Herbertsville Road, Brick, New Jersey.
8. The principal purpose of Defendants is the collection of debts using the mails and telephone.
9. Defendants regularly attempts to collect debts alleged to be due to another.
10. Within one year prior to the filing of the initial Complaint, Defendants sent more than 100 letters to consumers in New Jersey attempting to collect debts incurred primarily for personal, family or household purposes. Defendants regularly collect or attempt to collect debts due or alleged to be due another.

11. Defendants regularly collect or attempt to collect consumer debts owed or due or asserted to be owed or due another.
12. Defendants regularly collect or attempt to collect debts owed or due or asserted to be owed or due another, which debts were primarily for personal, family or household purposes.
13. Defendants use the mail or other instruments of interstate commerce in their attempts to collect debts due or alleged to be due another.
14. Defendants use the mail or other instruments of interstate commerce in their attempts to collect consumer debts owed or due or asserted to be owed or due another.
15. Defendants use the mail or other instruments of interstate commerce in their attempts to collect consumer debts owed or due or asserted to be owed or due another, which debts were primarily for personal, family or household purposes.
16. The principal business engaged in by Defendants is the collection of debts.
17. The principal business engaged in by Defendants is the collection of consumer debts.
18. The principal business engaged in by Defendants is the collection of debts, which debts were primarily for personal, family or household purposes.
19. On information and belief Defendants are "debt collectors" within the scope of the definition contained in 15 U.S.C. §1692 a(6) and interpretations thereof.
20. Defendants have been found to be a "debt collector" and/or have admitted to being a "debt collector" within the scope of the definition contained in 15 U.S.C. §1692a(6) and interpretations thereof in lawsuits brought against them within the last two years alleging violations of the Fair Debt Collection Practices Act (15 U.S.C. §1692 et seq.).
21. Defendant John Does 1 to 25 are fictitious names of individuals and businesses alleged for the purpose of substituting names of defendants whose identity will be disclosed in discovery

and should be made parties to this action.

**ALLEGATIONS CONCERNING DEFENDANTS' DEBT COLLECTION PRACTICES**

Plaintiff Kim Robinson and Jacob Robinson say:

22. Defendants initiated collection efforts against Plaintiffs on behalf of Thrift Investment Corporation.

23. On or about March 30, 2010, Defendants sent a letter to Plaintiffs dated March 30, 2010, a copy of which is attached as **Exhibit A** ("March 30 Letter").

24. The "Re:" line of the letter includes the following text in bold:

**Thrift Investment Corporation v. Kim Robinson and Jacob Robinson  
Claim: \$4,779.50 Thrift Account #309090**

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25. At the time Defendants letter was sent, Thrift had not yet filed a lawsuit against the Robinsons.

26. The March 30 Letter identifies a debt claim in the amount of \$4,779.50 allegedly owed to "Thrift". The letter does not indicate that interest will continue to accrue on the debt.

27. The debt alleged to be owed by Plaintiffs to Thrift is a consumer debt.

28. The debt alleged to be owed by Plaintiffs to Thrift was primarily for personal, family or household purposes.

29. The March 30 Letter states that "Unless you dispute the validity of this debt or any portion thereof, within thirty days, the debt will be assumed to be valid." The letter does not indicate which persons or entities will assume the debt to be valid unless Plaintiffs dispute it.

30. The March 30, 2010 Letter states: "You can avoid this prospect [legal action] by contacting us concerning this matter immediately upon receipt of this letter..."

31. The March 30, 2010 Letter is a form letter used by Defendants to collect debts on behalf of Thrift Investment Corporation.

32. The March 30, 2010 Letter is a form letter used by Defendants to collect debts on behalf of other creditors in addition to Thrift Investment Corporation.

33. Since one year prior to the filing of this Complaint, Defendants have sent a letter the same or similar to the March 30, 2010 Letter to more than 100 people.

34. Since one year prior to the filing of this Complaint, Defendants have sent a letter the same or similar to the March 30, 2010 Letter to more than 500 people.

35. On June 9, 2010 Defendants filed a complaint in New Jersey Superior Court against Defendants seeking \$4,779.50 plus interest and attorney fees.

36. Defendants knew or should have known that their actions violated the FDCPA.

37. Defendants could have taken the steps necessary to bring its actions within compliance with the FDCPA, but neglected to do so and failed to adequately review their actions to ensure compliance with the law.

#### PLAINTIFFS SEEK CERTIFICATION OF A CLASS ACTION

38. This action is brought and may properly proceed as a class action, pursuant to the provisions of Rule 4:32 of the New Jersey Court Rules. Plaintiffs bring this action on behalf of themselves and others similarly situated. The Class is initially defined as follows:

Any consumer who, any time on or after the day one year prior to the date this Complaint was filed who was sent and/or received an initial communication from Defendants the same or similar to the March 30, 2010 Letter in connection with the collection of any debt incurred primarily for personal, family or household purposes.

The class definition may be subsequently modified or refined. Specifically excluded from this class is any entity in which any Defendant has a controlling interest, and the officers, directors, employees, affiliates, subsidiaries, legal representatives, heirs, successors and their assigns of any entity, together with any immediate family member of any officer, director or employee of

said companies. Also excluded from the Class is any Judge presiding over this Action and members of their immediate families.

39. Plaintiffs, on behalf of themselves and those similarly situated, seek to recover statutory damages, attorney's fees, costs and equitable relief on behalf of herself and those similarly situated under the Fair Debt Collection Practices Act.

40. The Class for whose benefit this action is brought is so numerous that joinder of all members is impracticable.

41. There are questions of law and fact common to the members of the Class that predominate over questions affecting only individuals. These common questions include:

- A. Whether Defendants have violated various provisions of the FDCPA, including but not limited to 15 U.S.C. §1692e, §1692f and/or §1692g;
- B. Whether Defendants accurately identified the amount of the debt allegedly owed by Plaintiffs and those similarly situated;
- C. Whether Defendants represented that a lawsuit had been filed against Plaintiffs and those similarly situated when it had not;
- D. Whether Plaintiffs and those similarly situated are entitled to declaratory and/or injunctive relief;
- E. Whether Defendants' actions have proximately caused injury to Plaintiffs and those similarly situated and, if so, the proper measure of damages both actual and statutory.

42. A class action is superior to other available methods for the fair and efficient adjudication of this controversy since joinder of all members is impracticable. While the economic damages suffered by the individual class members are significant, the amount may be modest compared to the expense and burden of individual litigation. Additionally, the FDCPA allows for statutory damages payable to each class member. A class action will cause an orderly and expeditious administration of the claims of the Class and will foster economies of time, effort and expense.

43. The claims of Plaintiffs are typical of the claims of the members of the Class. The questions of law and/or fact common to the members of the Class predominate over any questions affecting only individual members.

44. Plaintiffs do not have interests antagonistic to those of the Class.

45. The Class, of which Plaintiffs are members, is readily identifiable.

46. Plaintiffs will fairly and adequately protect the interests of the Class, and have retained competent counsel experienced in the prosecution of similar litigation.

47. The prosecution of separate actions by individual members of the Class would run the risk of inconsistent or varying adjudications, which would establish incompatible standards of conduct for the Defendants in this action. Prosecution as a class action will eliminate the possibility of repetitious litigation.

48. Plaintiffs do not anticipate any difficulty in the management of this litigation.

**FIRST CLASS COUNT**  
**Fair Debt Collection Practices Act Violations**

49. Plaintiffs, on behalf of themselves and others similarly situated, repeat and reallege all prior allegations as if set forth at length herein.

50. Defendants have violated 15 U.S.C. § 1692 et seq. of the FDCPA in connection with their collection attempts against Plaintiffs and others similarly situated.

51. Defendants' debt collection notices and letters violate various provisions of the FDCPA, including but not limited to, 15 U.S.C. § 1692g.

52. Defendants failed to accurately identify the amount of the debt allegedly owed by Plaintiff and those similarly situated.

53. The initial communication sent by the Defendants to Plaintiffs and all others similarly situated did not contain the validation notice required by the FDCPA (15 U.S.C. § 1692g(a))

54. Defendants violated the FDCPA by failing to send Plaintiffs and all others similarly situated a notice containing all of the required information pursuant to section § 1692g(a) of the FDCPA either in their initial written communications or within five days after their initial communications.

55. Defendants failed to provide the Notice required by the FDCPA (15 U.S.C. § 1692g(a)) within five days after the initial communications made by Defendants to Plaintiff and all others similarly situated in violation of the FDCPA.

56. Defendants violated 15 U.S.C. § 1692e of the FDCPA by using any false, deceptive or misleading representation or means in connection with the collection of a debt from Plaintiff and others similarly situated.

57. Defendants violated 15 U.S.C. § 1692f of the FDCPA by using unfair and unconscionable means to collect or attempt to collect a debt from Plaintiffs and others similarly situated.

58. Defendants' use of such false, misleading and deceptive letters violates provisions of the FDCPA including, but not limited to, violations of 15 U.S.C. § 1692e and § 1692f, because such conduct constitutes:

- a. using false, deceptive or misleading representations or means in connection with the collection of debt, in violation of section § 1692e;
- b. using unfair or unconscionable means to attempt to collect a debt, in violation of section § 1692f.

59. Defendants violated 15 U.S.C. § 1692 et seq. of the FDCPA in connection with their collection attempts against Plaintiffs and others similarly situated by engaging in unconscionable and/or illegal collection efforts.

WHEREFORE, Plaintiffs, on behalf of themselves and others similarly situated, demand judgment against the Defendants as follows:

- A. For certification of a class action, appointing Plaintiffs as Class Representatives and their attorneys as Class Counsel;
- B. For injunctive relief prohibiting Defendants from future violations of the FDCPA (15 U.S.C. 1692 et seq.) as set forth herein and requiring Defendants to comply with said statute and all applicable regulations;
- C. For declaratory judgment that Defendants violated the FDCPA (15 U.S.C. §1692 et seq.);
- D. For compensatory damages;
- E. For punitive damages;
- F. For maximum statutory damages under the FDCPA (15 U.S.C. §1692 et seq.) and all other applicable statutes;
- G. For reasonable attorneys' fees and costs of suit in connection with this action pursuant to 15 U.S.C. §1692 k(a)(3) and all other applicable statutes;
- H. For pre-judgment and post-judgment interest; and
- I. For such other and further relief as Plaintiffs and others similarly situated may be entitled or as the Court deems equitable and just.

**JURY DEMAND**

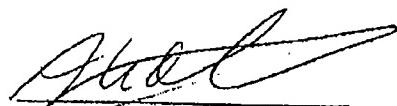
Plaintiffs demand a trial by jury on all issues subject to trial.

**DESIGNATION OF TRIAL COUNSEL**

Pursuant to Rule 4:25-4, Andrew R. Wolf, Esq. are hereby designated as trial counsel for Plaintiffs in the above matter.

**CERTIFICATION**

Pursuant to R. 4:5-1, I hereby certify to the best of my knowledge that the matter in controversy is not the subject of any other action pending in any court or the subject of a pending arbitration proceeding, nor is any other action or arbitration proceeding contemplated. I further certify that no other parties need to be joined in the above captioned action.



ANDREW R. WOLF  
GALEX WOLF, LLC  
Attorneys for Plaintiffs and those similarly situated

Dated: July 13, 2010

# EXHIBIT A

Appended to:  
Class Action Complaint and Jury Demand  
Robinson vs. Donna L. Thompson, Esq., et al.  
Docket No.: MID-L-\_\_\_\_\_ -10

LAW OFFICES  
**DONNA L. THOMPSON, ESQ.**

469 Herbertsville Road  
Brick, NJ 08724

Telephone: 732-458-3900  
Fax: 732-458-3904

Our File No. 5379-09

March 30, 2010

Kim Robinson  
129 Hale Street  
New Brunswick, NJ 08901

Jacob Robinson  
1013 Kerwin Street  
Piscataway, NJ 08854

**Re: Thrift Investment Corporation v. Kim Robinson and Jacob Robinson  
Claim: \$4,779.50  
Thrift Account #309090**

Dear Ms. Robinson and Mr. Robinson:

Please be advised that this office has been retained by the above referenced creditor for collection of this matter. Unless you dispute the validity of this debt or any portion thereof, within thirty days, the debt will be assumed to be valid.

If, within thirty days of your receipt of this letter, you notify us in writing that the debt, or any portion thereof, is disputed, verification of the debt will be provided to you. We will provide you with the name and address of the original creditor, if different from the current creditor, if you request this information in writing within thirty days.

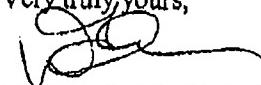
If you do not contact our office and make arrangements for payment of this matter, we will proceed in accordance with the instructions of our client in regard to collection. Legal action against you may be authorized, which may increase the amount for which you will ultimately be responsible.

**This is an attempt to collect a debt and any information obtained will be used for that purpose.**

You can avoid this prospect by contacting us concerning this matter immediately upon receipt of this letter, please send all checks to this office payable to "Donna L. Thompson, Esq.- Attorney Trust Account." PLEASE DO NOT CONTACT THE CREDITOR DIRECTLY.

Hoping to avoid any unpleasantness in this matter, I remain,

Very truly yours,



DONNA L. THOMPSON

DLT:pd

cc: Thrift Investment Corporation